By: Farabee, Jones of Harris

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S.J.R. No. 44

SENATE JOINT RESOLUTION

proposing an amendment to Article VIII of the Texas Constitution by adding Section 1-f to grant the legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of

certain blighted downtown areas.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Article VIII of the Texas Constitution be amended by adding Section 1-f to read as follows:

"Section 1-f. (a) Notwithstanding the requirements of Section 1 of this article or of Section 14 of Article VIII, the legislature may, subject to the limitations provided herein, authorize cities and towns to issue tax increment bonds, the proceeds of which shall be used to finance the redevelopment of blighted commercial areas, and the payment of which shall be provided from tax increments, as such term is defined by the legislature.

"(b) Neither tax revenues, utility revenues, nor revenues from any services of any city or town or the state shall be used to pay any bonds issued pursuant to the authority conferred under this section, nor shall such bonds give rise to a charge against the general credit or taxing powers of any city or town or the state."

Sec. 2. Legislation passed in anticipation of the adoption of this amendment shall not be invalid solely because of its anticipatory nature.

Sec. 3. The foregoing constitutional amendment shall be

submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November, 1978, at which election all ballots shall be printed to provide for voting for or against the proposition: "The constitutional amendment to give the legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of blighted commercial areas and prohibiting any city or town from granting its money or lending its credit for such purposes."

By: Farabee, Jones of Harris

(In the Senate - Filed February 16, 1977; February 17, 1977, read first time and referred to Committee on Intergovernmental Relations; March 23, 1977, reported favorably, as amended; March 23, 1977, sent to printer.)

COMMITTEE AMENDMENT NO. 1

Q

By: Andujar

Amend Subsection 1(a) of Senate Joint Resolution 44 to read as follows:

Section 1. That Article VIII of the Texas Constitution be amended by adding Section 1-f to read as follows:

"Section 1-f. (a) Notwithstanding the requirements of Section 1 of this Article[7] or of Section 14 of Article VIII, the Legislature may, subject to the limitations provided herein, authorize cities and towns to issue tax increment bonds, the proceeds of which shall be used to finance the redevelopment of blighted commercial areas, and the payment of which shall be provided from tax increments, as such term is defined by the Legislature."

COMMITTEE AMENDMENT NO. 2

By: Ogg

Amend Section 3 of Senate Joint Resolution 44 changing the election date in line 48 to read November, 1978.

SENATE JOINT RESOLUTION

proposing an amendment to Article VIII of the Texas Constitution by adding Section 1-f to grant the legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of certain blighted downtown areas.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Article VIII of the Texas Constitution be amended by adding Section 1-f to read as follows:

"Section 1-f. (a) Notwithstanding the requirements of Section 1 of this article, the legislature may, subject to the limitations provided herein, authorize cities and towns to issue tax increment bonds, the proceeds of which shall be used to finance the redevelopment of blighted commercial areas, and the payment of which shall be provided from tax increments, as such term is defined by the legislature.

"(b) Neither tax revenues, utility revenues, nor revenues from any services of any city or town shall be used to pay any bonds issued pursuant to the authority conferred under this section, nor shall such bonds give rise to a charge against the general credit or taxing powers of any city or town."

Sec. 2. Legislation passed in anticipation of the adoption of this amendment shall not be invalid solely because of its anticipatory nature.

Sec. 3. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November, 1977, at which election all ballots shall be printed to provide for voting for or against the proposition: "The constitutional amendment to give the legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of blighted commercial areas and prohibiting any city or town from granting its money or lending its credit for such purposes."

* * * * *

Austin, Texas March 23, 1977

Hon. William P. Hobby President of the Senate

Sir:

We, your Committee on Intergovernmental Relations, to which was referred S.J.R. No. 44, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

ANALYSIS

S. J. R. 44

By Farabee and Jones of Harris

General: This resolution would allow the Legislature to authorize cities to issue tax increment bonds to finance the redevelopment of blighted commercial areas. The bonds will not give rise to a charge against the general credit or taxing powers of any city. The resolution shall be put to a vote in November, 1977.

Section-by-Section:

- Section 1. (a) This section amends Article VIII of the Texas Constitution by adding Section 1-f which allows the Legislature to authorize cities to issue tax increment bonds to finance the redevelopment of blighted commercial areas.
 - (b) This part will not allow bonds issued pursuant to this section to give rise to a charge against the general credit or taxing powers of any city.
- Section 2. This section will not allow legislation passed in anticipation of the adoption of this amendment to be declared invalid solely because of it anticipatory nature.
- Section 3. This section requires this amendment to be submitted to the public for a vote in November, 1977.

Amendment No. Amend Subsection 1(a) of 11 R 44 to read as follows:

Section 1. That Article VIII of the Texas Constitution be amended by adding Section 1-f to read as follows:

('Section 1-f. (a) Notwithstanding the requirements of Section 1 of this Article Torof Section 14 of Article VIII, the Legislature may, subject to the limitations provided herein, authorize cities and towns to issue tax increment bonds, the proceeds of which shall be used to finance the redevelopment of blighted commercial areas, and the payment of which shall be provided from tax increments, as such term is defined by the Legislature.

ADOPTED

MAR 30 1977

of the Senate

amend STR 44

amend STR 44

Comend STR 44

Comend Sect 3 of STR 44

Changing the election date to in

changing the election date to in

line 22 to read Nov. (1978)

ADOPTED

MAR 30 1977

Secretary of the Senato

BY Mongden

Amend S.J.R. 44 by inserting the phrase "or the state" after the word "town" in each of the two places that it appears in quoted Section 1-f (b) of Section 1.

ADOPTED

MAR 30 **1**977

Secretary of the Senate

Amend the caption to conform to the body of the bill

ADOPTED

MAR 30 1977

Secretary of the Senate

Marossing Clerk

By: Farabee, Jones of Harris

S.J.R. No. 44

SENATE JOINT RESOLUTION

proposing an amendment to Article VIII of the Texas Constitution by adding Section 1-f to grant the legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of certain blighted downtown areas.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Article VIII of the Texas Constitution be amended by adding Section 1-f to read as follows:

"Section 1-f. (a) Notwithstanding the requirements of Section 1 of this article or of Section 14 of Article VIII, the legislature may, subject to the limitations provided herein, authorize cities and towns to issue tax increment bonds, the proceeds of which shall be used to finance the redevelopment of blighted commercial areas, and the payment of which shall be provided from tax increments, as such term is defined by the legislature.

from any services of any city or town or the state shall be used to pay any bonds issued pursuant to the authority conferred under this section, nor shall such bonds give rise to a charge against the general credit or taxing powers of any city or town or the state."

Sec. 2. Legislation passed in anticipation of the adoption of this amendment shall not be invalid solely because of its anticipatory nature.

Sec. 3. The foregoing constitutional amendment shall be

submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November, 1978, at which election all ballots shall be printed to provide for voting for or against the proposition: "The constitutional amendment to give the legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of blighted commercial areas and prohibiting any city or town from granting its money or lending its credit for such purposes."

COMMITTÉE REPORT

The Honorable Bill Clayton Speaker of the House of Repre	eentatives		, -	5/4/77
·	sontativos			(ddtc)
Sir: We, your COMMITTEE ON COI have had the same under considerat	NSTITUTIONAL AMEN	IDMENTS , to wh	om was referred	S.J.R. 44
		ick with the recommend	lation that it	(measure)
 do pass, without amend do pass, with amendme do pass and be not prin 	nt(s).	ttee Substitute is recom	mended in lieu of the o	riginal measure.
A fiscal note was requested on	4/25/77 (date)	_ and is attached as par	t of this report.	
Author's fiscal statement attached.	-			
The Committee recommends that t	his measure be placed or	the (Local / Consent)	Calendar. ·	
This measure (X) propo	oses new law. ds existing law.			
House Sponsor of Senate Measure	BUSH			
The measure was reported from Co	mmittee by the followin	g vote:		
	AYE	NAY	PNV	ABSENT
Von Dohlen				
Jones				
Bryant	/			
Clark, B.	V			
Close	V			
Hendricks	/			
Johnson	V			
Robbins	/			
Schieffer	~			
Total:			CHAIRMA Pour COMMITT	Malle N BE COORDINATOR

Bussent, not voting medic COMMITTEE COORDINATOR

BILL ANALYSIS

Background Information

Article VIII, Section 1 of the Constitution provides that all taxes shall be equal and uniform and that all property shall be taxed in proportion to its value as determined by law.

S.J.R. 44 is intended to provide cities with a method of re-vitalizing blighted areas. This goal is achieved by designating a blighted area as a tax increment financing (TIF) district. Property values are frozen in TIF districts for the purposes of regular taxation during the district's existence. The city then obtains commitments from property owners to improve their property in accordance with a redevelopment plan.

After the redevelopment plan is adopted, the cities sell TIF bonds to finance general improvements in the TIF district such as streets, lights, etc. The bonds are retired through the use of a fund supported by the tax revenues on the excess of current market value over market value at the time of creation of the TIF district. S.B. 635 by Farabee will implement the provisions of this resolution.

Purpose of the Resolution

To authorize the legislature to allow cities and towns to issue bonds to finance the redevelopment of blighted downtown areas.

Section-by-section Analysis

Section 1. Amends Article VIII of the Constitution by adding a new Section 1 (f) which provides:

- 1) That the legislature may authorize cities and towns to issue tax increment bonds;
- 2) That the proceeds of the bonds will be used to finance the redevelopment of blighted commercial areas;
- 3) That the payment of the bonds shall be provided from tax increments; and
- 4) That no tax, utility, or service revenues of any city or town or the state shall be used to pay bonds issued pursuant to the authority in this Act.

Section 2. Provides that anticipatory legislation is valid. Section 3. Provides that the amendment be submitted to the voters at the general election in November, 1978.

Summary of Committee Action

Public notice having been posted in compliance with Rule V, Section 14, the Committee considered S.J.R. 44 in public hearing on May 4, 1977. After receiving public testimony, the measure was reported to the House favorably by a vote of nine ayes and no nays.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

April 25, 1977

Honorable Tim Von Dohlen, Chairman Committee on Constitutional Amendments House of Representatives Austin, Texas

In Re: Senate Joint Resolution No. 44,

as engrossed

By: Farabee, Jones of Harris

Sir:

In response to your request pursuant to House Rule V, Section 28, this office finds the fiscal implications of Senate Joint Resolution No. 44, as engrossed (proposing an amendment to the Texas Constitution to grant the Legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of certain blighted downtown areas) to be as follows:

The resolution, as engrossed, would make no appropriation but would constitute prior legislative authorization for an appropriative request. The cost of publication prior to election is estimated at \$47,500 in fiscal year 1979. No other additional cost to State government attributable to the resolution, as engrossed, should it be enacted, is anticipated.

The fiscal implication to local government of the resolution, as engrossed, if adopted and implemented, would depend on legislation and future decisions by local officials. The use of tax increment financing may permit public improvements which would not otherwise be approved because the improvements would be financed from the immediate area in which they are located instead of from citywide, or townwide, levies. No general increase in taxes, citywide, is anticipated, attributable to the resolution, as engrossed, should it be enacted.

Thomas M. Keel

Director

Source: Secretary of State; LBB Staff

House Floor Amendment To S. J. R. 44

the resolving Clause and ensert the Amend S.J.R. 44

Section 1. That Article VIII of the Texas Constitution be amended by adding Section 1-4 to read as follows:

"Section 1-4. (a) Notwithstanding the requirements of Section 1 of this article or of Section 14 of Article VIII, the legislature may, subject to the limitations provided herein, authorize cities and towns to issue tax increment bonds, the proceeds of which shall be used to finance the redevelopment of blighted learning areas, and the payment of which shall be provided from tax increments, as such term is defined by the legislature.

- "(b) Neither tax revenues, utility revenues, nor revenues from any services of any city or town or the state shall be used to pay any bonds issued pursuant to the authority conferred under this section, nor shall such bonds give rise to a charge against the general credit or taxing powers of any city or town or the state."
- Sec. 2. Legislation passed in anticipation of the adoption of this amendment shall not be invalid solely because of its anticipatory nature.
- Sec. 3. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on the first Tuesday after the first Monday in November, 1978, at which election all ballots shall be printed to provide for voting for or against the proposition: "The constitutional amendment to give the legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of blighted to humeroid areas and prohibiting any city or town from granting its money or lending its credit for such purposes.",

MAY 201977

Read and Adopted

Chief Clerk House of Representatives

House am. #

House Floor Amendment To S. J. R. 44

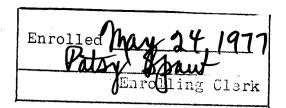
Amendment No. 2

Amend the caption of S. J. R. 44 by striking the Word "downtown."

1-9" for "1-f",

Date MAY 2 0 19
Read and Adopted

Chief Clerk
House of Representatives



S.J.R. No. 44

SENATE JOINT RESOLUTION

proposing an amendment to Article VIII of the Texas Constitution by adding Section 1-g to grant the legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of certain blighted areas.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Article VIII of the Texas Constitution be amended by adding Section 1-g to read as follows:

"Section 1-g. (a) Notwithstanding the requirements of Section 1 of this article or of Section 14 of Article VIII, the legislature may, subject to the limitations provided herein, authorize cities and towns to issue tax increment bonds, the proceeds of which shall be used to finance the redevelopment of blighted areas, and the payment of which shall be provided from tax increments, as such term is defined by the legislature.

from any services of any city or town or the state shall be used to pay any bonds issued pursuant to the authority conferred under this section, nor shall such bonds give rise to a charge against the general credit or taxing powers of any city or town or the state."

Sec. 2. Legislation passed in anticipation of the adoption of this amendment shall not be invalid solely because of its anticipatory nature.

Sec. 3. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this state at an

election to be held on the first Tuesday after the first Monday in November, 1978, at which election all ballots shall be printed to provide for voting for or against the proposition: "The constitutional amendment to give the legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of blighted areas and prohibiting any city or town 7 from granting its money or lending its credit for such purposes."

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President of the Senate	Speaker of the House
I hereby certify that S.J.R. N	o. 44 was adopted by the senate
on March 30, 1977, by the following	vote: Yeas 26, Nays 2; May 24,
1977, senate concurred in house	amendments by the following
vote: Yeas 30, Nays 0.	
	Secretary of the Senate
I hereby certify that S.J.R. N	o. 44 was adopted by the house,
with amendments, on May 20, 1977, by	the following vote: Yeas 126,
Nays 9, one present not voting.	,
·	Chief Clerk of the House
	•
Approved:	•
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Date	•

Governor

SENATE JOINT RESOLUTION

9 .

proposing an amendment to Article VIII of the Texas Constitution by adding Section 1-g to grant the legislature the power to authorize cities and towns to issue bonds to finance the redevelopment of certain blighted areas.

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- Sec. 2. Legislation passed in anticipation of the adoption of this amendment shall not be invalid solely because of its anticipatory nature.
- Sec. 3. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this state at an

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P	r	es	1	d	е	n	t	0	£	t	h	e	S	е	n	a	t	е	

Speaker of the House

I hereby certify that S.J.R. No. 44 was adopted by the senate on March 30, 1977, by the following vote: Yeas 26, Nays 2; May 24, 1977, senate concurred in house amendments by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.J.R. No. 44 was adopted by the house, with amendments, on May 20, 1977, by the following vote: Yeas 126, Nays 9, one present not voting.

Chief Clerk of the House

Approved:

Date

Filed w/o signature

Effective: to be voted on 11-7-79

Proposing an amendment to the Constitution granting Legislature power to authorize cities and towns to issue bonds to finance the redevelopment of certain blighted downtown areas. 2.16 - 77 Filed with the Secretary of the Senate FEB 17 1977 Read, referred to Committee on INVERGOVERNMENTAL ARLATIONS Reported abversely, with favorable Committee Substitute road first time. ARR 2.3 1977 Reported abversely, with favorable Committee Substitute road first time. Ordered not printed. APR 4 1977 AND Reference On Committee ON Committee ON Control of the Clerk, House of Representatives READ FIRST TIME READ FIRST TIM	S. J. R. No. 44 By Farabee et al	
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Secretary of the Senate MAY 20 1977 RETURNED LITTLE AMENDMENTAL FROM HOUSE	Read third time and passed by { 26 yeas, 2 nays.	READ AND ADOPTED Juneaux
Secretary of the Senate MAY 20 1977 RETURNED TO SENATE FROM HOUSE	OTHER ACTION:	CHIEF CLERY
MAY 20 1977 RETURNED LITTLE AMENDE TO SENATE 7 20 1977 RETURNED LITTLE AMENDE TO SENATE FROM HOUSE	at the	ly neces were 126 year 9 may 1000
	Secretary of the Senate	아이들 그런 것 같은 선생님들은 생각에 시아를 잃었다면서 살아갔다. 중을 하는 것이다고 하는데 그리고 있는데 그리는데 그리다는데 그리다는 것이다.
		1 20 31 RETURNED WIN amenament
$N_{u.36, va77}$ Engrossed $U_{u.36, va77}$		FROM HOUSE
고면생활활활활한 ''적고생활품없다는 '' 그리는 ''' 문문을 가는 ''' 그리는 '''' 그리는 그리는 '''' 그리는 그리는 '''' 그리는 그리는 '''' 그리는 그리는 ''''' 그리는 그리는 ''''	Mu.30,1977 Engrossed	경기는 사람들이 되는 것이 되었다. 전 경기를 받는 것이 되었다. 그는 그 전에 가는 것이 되었다. 그는 그 그 전에 가장 보고 있다. 그런 그 것이 되었다. [1] [1] [1] [1] [2] [3] [4] [4] [4] [4] [4] [4] [4] [4] [4] [4
Mar. 36, 1977 Sent to HOUSE ENCROSSING CLERK	mar. 31, 1977 Sent to HOUSE TUSY DAW ENCROSSING CLERK	는 사용하는 경험 현실에 다른 발표적으로 하는 사람들이 되었다. 그런 함께 되는 사람들이 되었다. 그는 것이 되었다.

nate concurred in House amendations by the following vote:

1977 HAY -6 PN 9 06

HOUSE OF REPRESENTATIVES

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